

ATTACHMENT 80

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: DA VINCI SURGICAL)
ROBOT ANTITRUST LITIGATION)
)
THIS DOCUMENT RELATES TO ALL)
CASES)
)
SURGICAL INSTRUMENT SERVICE) Case No.
COMPANY, INC.,) 3:21-cv-03496-VC
Plaintiff,)
v.)
INTUITIVE SURGICAL, INC.,)
Defendants.)
-----)

REMOTE VIDEO RECORDED DEPOSITION OF
JUDITH SCHIMMEL
Thursday, September 22, 2022

REPORTED BY:
RENEE HARRIS, CSR, CCR, RPR
JOB NO. 5490761

PAGES: 1 - 159

1 technology.

2 BY MR. CHAPUT:

3 Q. So to your understanding, physicians were
4 interested in the Xi system, because from their
5 perspective, the technology was improved; correct? 01:49:23

6 A. From my experience as a director, yes.

7 Q. Do you have other experience that is
8 contrary to that?

9 A. Not in my previous experience, no.

10 Q. Do you have contrary experience in your 01:49:39
11 current role?

12 A. I'm not involved in those particular
13 conversations.

14 Q. Is that a no?

15 A. That is a no. 01:49:52

16 Q. If you would turn forward one more page.

17 This is the page ending 51180.

18 This is another e-mail from Karen
19 Waninger on August 29, 2019, to Jennifer Marion
20 and others. 01:50:17

21 Do you see that e-mail?

22 A. I do.

23 Q. And the first two sentences say, "For the
24 older models, Intuitive has some competition now.

25 A company has figured out how to renew the limited 01:50:30

Page 118

STATE OF CALIFORNIA)
 (Ss.
COUNTY OF LOS ANGELES)

I, RENEE HARRIS, do hereby certify that I am a licensed Certified Shorthand Reporter, duly qualified and certified as such by the State of California;

That prior to being examined, the witness named in the foregoing deposition was by me duly sworn to testify to tell the truth, the whole truth, and nothing but the truth;

That the said deposition was by me recorded
stenographically;

And the foregoing pages constitute a full,
true, complete and correct record of the testimony
given by the said witness;

That I am a disinterested person, not being in any way interested in the outcome of said action, or connected with, nor related to any of the parties in said action, or to their respective counsel, in any manner whatsoever.

Dated: October 7, 2022

[Handwritten signature]

Renee Harris, CSR, CCR, RPR
CA CSR No. 14168,
NJ CRR No. 30XI00241200; RPR